



**Waltham Conservation Commission
February 20, 2020
Meeting Minutes**

Meeting called to order at 7:00 p.m.

Attendees: Chair Philip Moser, Vice Chair Bill Doyle, Gerard Dufromont, Bradley Baker, Michael Donovan, and

Absent: Courtney Semlow

Development Prospectus

- **1254-1256 Main Street:** Looking for 2 signatures on his development prospectus. The representative is looking to lease a building for a marijuana shop. This property is not within jurisdiction.

Motion made by Mr. Doyle to allow the Chairperson to sign the prospectus, seconded by Mr. Donovan. All in favor. **Motion passed.**

Commission Business

- **Approval of meeting minutes from 2-6-2020:** The minutes from the 2-6-2020 were not yet reviewed and have been tabled to the next meeting.
- **Filing fees suggestions:** No updates.
- **Press release ideas:** No updates.
- **Open enforcement orders:**
 - **74 Hardy Pond Road:** The Commission is waiting for a letter from the landscaper that performed the work. We have not heard back from the homeowner, so the Commission reached out and has not heard back yet.
 - **205 Willow Street:** We did not receive a letter from the attorney as promised. Mr. Baker made a motion to sign an enforcement order for 205 Willow Street, seconded by Mr. Donovan. All in favor. **Motion passed.**
 - **152-OPP, 162-OPP Lakeview Ave:** No updates.
 - **250-252 Prospect (pending input from DCR):** No updates. Mr. Doyle has not heard from Dan Driscoll from DCR.
 - **Bishops Forest:** No updates.
 - **37 Shore Road:** The Commission voted at the last meeting to send an Enforcement Order to the homeowners at 37 Shore Road. The Commission will sign the signature page tonight and the Order will go out early next week.
 - **98, 115, and 123 Lakeview Terrace:** No updates.

Correspondence

- **Re-sign Order of Conditions for 200 Smith Street (DEP File #316-0755):** The Order of Condition paperwork for 200 Smith Street was never filed with the Registry of Deeds and the original has been misplaced. The representative for the project approached the Commission to re-sign the paperwork so that they could file both the Order of Conditions and Certificate of Compliance with the Registry of Deeds.

Motion to re-sign the Order of Conditions made by Mr. Dufromont, seconded by Mr. Baker. All in favor. **Motion passed.**

- **Groundwater Lab Results –** The Commission received test results from a location on upper Moody Street about metals in the groundwater. This is outside of the Commission's jurisdiction and therefore is informational only.

Approved 3-5-2020

Old Business

Mr. Moser

- **Paine Estate Encroachment:** Mr. Moser has written 10 letters to go to out on Monday to notify homeowners of their encroachment onto the Paine Estate property. Mr. Moser would also like to ask the Law Department for advice, but cannot do so without a motion from the board. Motion made to request opinions from the Law Department made by Mr. Doyle, seconded by Mr. Dufromont. All in favor. **Motion passed.**

Mr. Doyle

- **Paine Estate Forestry Plan:** Mr. Moser and Mr. Doyle received information from Ann Clifford with suggestions for consultants. They also met with Mr. Pedulla from the Purchasing Office on February 11.
- **250-252 Prospect Street:** No update. Mr. Doyle has not heard back from Dan Driscoll yet.

Mr. Baker

- **Mt. Feake Cemetery:** Mr. Baker explained another way to protect the trees. To protect the trunk, you can put a fence around the tree. To protect the soil, place plywood around the base of the tree. Mr. Baker would like to use this method on a trial basis and possibly revise the Special Orders of Conditions in the future.

Mr. Dufromont

- No updates.

Mr. Donovan

- No updates.

Ms. Semlow

- **Hardy Pond Watershed Stormwater Improvements** – This project was submitted using filing fees and Mr. Moser and Ms. Semlow have selected a contractor, however, the Mayor did not approve this purchase order. Mr. Moser is meeting with the Mayor on Monday to review the budget and will seek her advice at that time.

Committee Reports

- **CPC:** Two projects were presented to the board. Both projects were continued to the next meeting on 3-10-2020.
- **Trust Fund:** Potential purchases of land, easements, or conservation restrictions using trust funds

Site visit reports:

- No updates.

New Business

- **Conflict of Interest forms:** Each member of the Commission is required to participate in an ethics training and print out their Certificate of Completion. We are still waiting on two certificates.
- **Training for City of Waltham Boards and Commissions** – First Assistant City Solicitor Pat Azadi will be conducting a 30 minute training for all Boards and Commissions. Our training is scheduled for Thursday, April 16 at 7:00 pm. Commission business will begin at 7:30 pm.
- **Consult with Law Department:** Mr. Moser recently learned that when Commission asks for an opinion from the Law Department, they will send back a written opinion, but cannot speak to a member of the Commission without a vote from the Commission. Mr. Moser would like to the Commission to vote on the following items to allow Mr. Moser to discuss with the Law Department:
 - **Abutters of the Paine Estate Conservation Land:** Motion made by Mr. Baker, seconded by Mr. Dufromont. All in favor. **Motion passed.**
 - **205 Willow Street:** Mr. Moser would like to request the two items from the Law Department: 1. For the Law Department to meet with Mr. Moser and 2. To provide advice and assistance on the Enforcement Order. Motion made by Mr. Doyle, seconded by Mr. Dufromont. All in favor. **Motion passed.**
- **Discussion of legal strategy for resolving encroachments to the Paine Estate Conservation lands:** Before the Commission is willing to discuss the Paine Estate encroachments, the Commission needs to meet to come up

with a plan. The Commission will not be answering questions at the March 5th meeting, but will be prepared to discuss the situation with homeowners at the March 19th meeting.

Motion made by Mr. Doyle to adjourn the meeting, seconded by Mr. Baker. All in favor. **Motion passed.**

Meeting adjourned at 8:02 p.m.